

5. The Court has not yet certified this case as a class action under FED. R. CIV. P. 23.
6. Accordingly, pursuant to FED. R. CIV. P. 41(a), this case may be dismissed with prejudice and without an Order of the Court.

Dated: July 9, 2015.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify a copy of the foregoing document was filed in accordance with the protocols for e-filing in the United States District Court for the Western District of Texas, Austin Division, on July 9, 2015, and will be served on all counsel of record who have consented to electronic notification *via* CM/ECF. I further certify that a copy of the foregoing was emailed to counsel for Defendants at emeryt@emeryredding.com.

/s/ Jarrett L. Ellzey
Jarrett L. Ellzey